

10/583388

App Rec'd PCT/PTO 19 JUN 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : (To Be Assigned) Confirmation No. : (TBA)  
(PCT/EP2004/013890)  
First Named Inventor : Norbert KOTZ  
Filed : June 19, 2004  
TC/A.U. : (To Be Assigned)  
Examiner : (To Be Assigned)  
Docket No. : 095309.57889US  
Customer No. : 23911  
Title : Cover Arrangement for a Motor Vehicle

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § § 1.97 AND 1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, the attached Form PTO-1449 lists documents which the Examiner may deem relevant to patentability of the claims of the above-identified application.

I. Time Period of Submission

This Information Disclosure Statement is submitted:

☒ 1) no later than three months from the application's filing date or 2) before the mailing date of the first Office Action on the merits (whichever is later) or 3) before a first Office Action after the filing of a Request for Continued Examination, and therefore no statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

☐ 2) after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, a Notice of Allowance, or an action closing prosecution (*Ex parte Quayle*), (whichever is earlier), and therefore Applicant is filing concurrently herewith:

☐ a Statement under 37 C.F.R. § 1.97(e); or

☐ a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).

☐ 3) after either a Final Office Action or a Notice of Allowance, but before payment of the Issue Fee, and therefore Applicant is submitting herewith:

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Atty. Docket No.: 095309.57889US

a Statement under 37 C.F.R. § 1.97(e); and **AP3 Rec'd PCT/PTO 19 JUN 2009 PATENT**

a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).

II. Statement Under 37 C.F.R. § 1.97(e)

☐ I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or

☐ I hereby state that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making a reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement; or

III. Statement under 37 C.F.R. § 1.704(d)

☐ I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement.

IV. Submission of Non-English Language Documents

☒ The following is a concise explanation of relevance of the non-English language documents listed in the attached Form PTO-1449:

☒ The relevance of document(s) AB to the subject matter of the present invention is/are provided in the specification of the above-identified application.

☒ Corresponding foreign or international report(s) citing document(s) AA-AF, together with an English-language version(s) (if not already in English) of that portion of the report(s) indicating the degree of relevance found by the foreign office(s) is/are submitted.

☐ English language family member publication(s) of document(s) \_\_\_\_\_ is/are noted on Form PTO-1449.

☒ English language abstract(s) is/are submitted for document(s) AD.

☐ English translation(s) of the foreign language document(s)  
\_\_\_\_\_ is/are submitted herewith.

☒ Applicant submits the following explanations: An English Translation of the title of Document AE is "Elastic Securing Device for Doors of Automobiles and other Vehicles against Vibrations" and for Document AF is "Grip for Doors, Truck Lids of Motor Vehicles."

V. Continuations/Divisionals

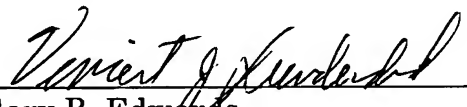
☐ Documents \_\_\_\_\_ were of record in parent application Serial No. \_\_\_\_\_, filed \_\_\_\_\_, from which this application claims benefit. As provided in 37 C.F.R. §1.98(d), copies of the documents are not being provided since they were previously submitted to or cited by the United States Patent and Trademark Office in the afore-mentioned parent application.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

If necessary, this paper should be considered as an authorization to charge Deposit Account 05-1323, Attorney Docket No.: 095309.57889US, for the fee set forth in 37 C.F.R. § 1.17(p).

Respectfully submitted,

June 19, 2006

  
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Substitute for form 1449A/PTO  <h3 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h3> <p style="text-align: center;">(use as many sheets as necessary)</p>		<h4 style="text-align: center;">Complete if Known</h4> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td style="width: 50%;">(To Be Assigned)</td> </tr> <tr> <td>Filing Date</td> <td>June 19, 2006</td> </tr> <tr> <td>First Named Inventor</td> <td>Norbert KOTZ</td> </tr> <tr> <td>Art Unit</td> <td>(To Be Assigned)</td> </tr> <tr> <td>Examiner Name</td> <td>(To Be Assigned)</td> </tr> <tr> <td>Attorney Docket Number</td> <td>095309.57889US</td> </tr> </table>		Application Number	(To Be Assigned)	Filing Date	June 19, 2006	First Named Inventor	Norbert KOTZ	Art Unit	(To Be Assigned)	Examiner Name	(To Be Assigned)	Attorney Docket Number	095309.57889US
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Sheet	1	of	1												

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	AA	DE 19 41 595 U	06-30-1966	Karl Wintermeyer; Wilhelm Burkhardt		
	AB	DE 103 20 742 A1	12-02-2004	DaimlerChrysler AG		
	AC	DE 36 17 699 A1	12-03-1987	Jochen Arden-Automobile GmbH		
	AD	DE 42 42 624 A1	08-04-1994	Mercedes-Benz Aktiengesellschaft		ABS
	AE	DE 208276	03-22-1909			
	AF	DE 298 04 105 U1	08-26-1999	Ewald Witte GmbH & Co KG.		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	AG	International Search Report dated May 11, 2005, including an English Translation (Four (4) pages).	
	AH	German Office Action dated April 7, 2005 (Four (4) pages).	
	AI	German Office Action dated July 13, 2004 (Four (4) pages).	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.